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Attorney Docket No. 200541-1185

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of:

Michael T. York

Serial No. 10/057,059

Filing Date: January 24, 2002

Title: HIGH OUTPUT
ALTERNATOR BOBBIN

Examiner: Leda T. Pham

Group Art Unit No. 2834

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, U.S. Patent and Trademark Office, Washington, DC 20231 on August 26, 2002.

By

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
U. S. Patent and Trademark Office
Washington, D.C. 20231

Dear Sir:

In response to the Office Action mailed on July 25, 2002, Applicant has timely filed this Response by Certificate of Mailing. Applicant respectfully requests the Examiner to withdraw the restrictions to this application and to grant allowance of this Application in view of the following.

Claims 1-25 are currently pending. Applicant elects claims 1-24 with traverse on the grounds that the examiner improperly issued the requirement for restriction.

The Examiner has placed a restriction on currently pending claims. More particularly, the Examiner has required restriction to one of the following inventions, apparatus claims 1-24 and method claim 25.

As noted in the office action mailed on July 25, 2002, restriction for examination purposes is proper where an application contains distinct inventions. Further, the Examiner pointed out that inventions are distinct if it can be shown that either: (1) the process as claimed can be practiced by another materially different apparatus; or (2) the apparatus as claimed can be used to practice another and materially different process.

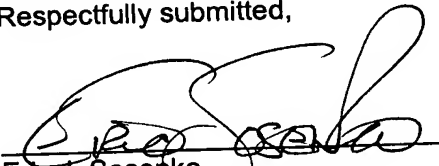
While the Examiner has discussed the criteria by which inventions may be considered to be distinct, the Examiner has failed to indicate any specific circumstances which lead to a finding that the pending claims contain distinct inventions. In other words, the Examiner has merely set forth a conclusory allegation that the pending claims meet one of the two requirements recited above and, therefore, contain distinct inventions.

Applicant respectfully requests that the Examiner set forth the specific details on which he relied in requiring the present restriction.

Please charge any fees or credit any overpayments as a result of the filing of this paper to our Deposit Account 06-1500 – a duplicate of this paper is enclosed for that purpose.

Dated: August 26, 2002

Respectfully submitted,


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